

PTOL-413A (09-06)
Approved for use through 03/31/2007. OMB 0551-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form

Application No.: 10/696,895 First Named Applicant: Joseph G. Laura
Examiner: Eric B. Kiss Art Unit: 2192 Status of Application: Non-Final Rci.

Tentative Participants:

(1) Brian Genco (2) Eric B. Kiss
(3) _____ (4) _____

Proposed Date of Interview: TBD Proposed Time: _____ (AM/PM)

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: _____

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Rci.</u>	<u>1,18,23</u>	<u>PERCUDOI</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Continuation Sheet Attached					

Brief Description of Arguments to be Presented:

See Attached.

An interview was conducted on the above-identified application on _____.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Brian Genco
Applicant/Applicant's Representative Signature

Examiner/SPE Signature

Brian Genco
Typed/Printed Name of Applicant or Representative

58,096
Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Attorney Docket No: IDF 2505 (4000-14700)

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Joseph G. Laura	§	
		§	Group Art Unit: 2192
Serial No.:	10/696,895	§	
		§	Examiner: Kiss, Eric B.
Filed:	October 30, 2003	§	
		§	Confirmation No.: 9244
For:	IMPLEMENTATION OF DISTRIBUTED	§	
	AND ASYNCHRONOUS PROCESSING	§	
	COBOL	§	

Interview Request Attachment

Applicant acknowledges receipt of the Office Action dated February 22, 2007, and respectfully requests the following proposed amendments and arguments for discussion in a telephone interview. The changes made are shown by underlining the added text and striking through the deleted text.

Listing of Proposed Claims

1. (Currently Amended) A method for enabling COBOL programs for distributed processing, comprising:

providing a COBOL technical layer stored on a computer-readable medium for use by

[[a]] COBOL programs, the technical layer enabling a distributed processing module through bit-level operating system calls;

~~providing-executing~~ a COBOL program stored on a computer-readable medium; and

employing, by the COBOL program, the distributed processing module to enable the

COBOL program to perform distributed processing, the COBOL program and

the COBOL technical layer operating in the same runtime environment.

18. (Currently Amended) A system for enabling distributed and asynchronous processing by

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COBOL programs on a computer, comprising:

~~a computer system;~~

a COBOL extension layer stored on a computer-readable medium enabling at least one module operable for a distributed and asynchronous processing task through bit-level operating system calls; and

a program stored on a computer-readable medium written in COBOL programming language ~~for the computer system~~, the program employing the module to perform the distributed and asynchronous processing task ~~on the computer system~~; and

a computer system that executes the COBOL program to perform the distributed and asynchronous processing task.

23. (Currently Amended) A COBOL compiler stored on a computer-readable medium that compiles COBOL programs such that the ~~for enabling~~ COBOL programs ~~[[to]]~~ perform distributed and asynchronous processing, the COBOL compiler comprising:

~~an engine to compile a COBOL program; and~~

a distributed and asynchronous processing module to enable distributed and asynchronous processing by the COBOL programs through bit-level operating system calls; and

an engine that compiles the COBOL programs using the distributed and asynchronous processing module.

35. (Currently Amended) A method for enabling COBOL programs for asynchronous processing, comprising:

providing a COBOL technical layer stored on a computer-readable medium for use by

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[[a]] COBOL programs, the technical layer enabling an asynchronous processing module through bit-level operating system calls; ~~providing-executing~~ a COBOL program stored on a computer-readable medium; and employing, by the COBOL program, the asynchronous processing module to enable the COBOL program to perform asynchronous processing, the COBOL program and the COBOL technical layer operating in the same runtime environment.

Discussion Agenda

- Discuss whether the proposed claim amendments satisfy 35 U.S.C. 101.
- PERCobol is not a COBOL technical layer that enables distributed and asynchronous processing through bit-level operating system calls as required by the proposed claims.
 - PERCobol is a Java technical layer (i.e., transforms COBOL source code into Java executables).


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Patent

Conclusion

Applicant respectfully submits that the present application is in condition for allowance for the reasons stated above. If the Examiner has any questions or comments or otherwise feels it would be helpful in expediting the application, he is encouraged to telephone the undersigned at (972) 731-2286.

Respectfully submitted,

Date: 5/7/07

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for
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